

KAREN P. HEWITT  
United States Attorney  
PETER J. MAZZA  
Assistant U.S. Attorney  
California State Bar No. 239918  
Federal Office Building  
880 Front Street, Room 6293  
San Diego, California 92101-8893  
Telephone: (619) 557-5528

Attorneys for Plaintiff  
United States of America

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CLERK US DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

BY KW DEPUTY

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

TIMOTHY BYRON KALKA,

Defendant.

Criminal Case No. 07MJ2862.

MOTION AND PROPOSED ORDER TO  
DISMISS WITHOUT PREJUDICE

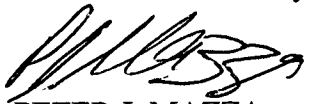
MOTION TO DISMISS

COMES NOW the United States Attorney, Karen P. Hewitt, and Assistant U.S. Attorney, Peter J. Mazza, and hereby moves to dismiss, without prejudice, the complaint against the above-named defendant in the interest of justice.

DATED: January 4, 2008

Respectfully submitted,

KAREN P. HEWITT  
United States Attorney

  
PETER J. MAZZA  
Assistant U.S. Attorney

ORDER

Upon motion of the UNITED STATES OF AMERICA and good cause appearing, IT IS  
HEREBY ORDERED that the complaint in criminal case number 07MJ2862 be dismissed, without  
prejudice, as to defendant Timothy Byron KALKA.

DATED: 1/4/07

  
Honorable Barbara L. Major  
United States Magistrate Judge